

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY)	
AVERAGE WHOLESALE PRICE)	MDL No. 1456
LITIGATION)	
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THIS DOCUMENT RELATES TO)	CIVIL ACTION: 01-CV-12257-PBS
ALL CLASS ACTIONS)	Judge Patti B. Saris
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)	Chief Magistrate Judge Marianne B. Bowler

**PLAINTIFFS' RESPONSE TO TRACK 1 DEFENDANTS' REQUEST
FOR PRODUCTION OF DOCUMENTS RELATING TO PLAINTIFFS'
PROPOSED JURY INTERROGATORIES**

Plaintiffs object to this request on the grounds that it asks plaintiffs' counsel to create jury interrogatories prematurely and that it is overbroad. "All documents" relating to the jury's consideration of "causation" and the "legal maximum" would include all evidence put before the jury. No evidence has yet been presented to a jury and therefore, the request is nonsensical.

DATED: February 9, 2005

By /s/ Steve W. Berman

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CERTIFICATE OF SERVICE

I hereby certify that I, Steve W. Berman, an attorney, caused a true and correct copy of the foregoing, **PLAINTIFFS' RESPONSE TO TRACK 1 DEFENDANTS' REQUEST FOR PRODUCTION OF DOCUMENTS RELATING TO PLAINTIFFS' PROPOSED JURY INTERROGATORIES** to be delivered to all counsel of record by electronic service pursuant to Paragraph 11 of the Case Management Order No. 2, by sending on February 9, 2005, a copy to Verilaw Technologies for Posting and notification to all parties

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